

FOR MYSORE STATE

pt. II-27-100,000-21-5-52.

Finance (19548) Department.

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SERIES.

G.O. No. 33

Dated 12-1-1948

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[Despatch Abstract.]

S.A. Non-official members of Government Committees.-
Daily Allowance for days of meeting- Orders issued.

GOVERNMENT OF MADRAS.
Abstract.

G.O. No.33, Finance Dated
12-1-1948.

T.A. Non-official members of Government Committees- Daily
Allowance for days of meeting- Orders issued.

O R D E R:

His Excellency the Governor of Madras directs that the non-official members, who are not members of the Legislature, serving in 1st class committees referred to in the G.O. cited above shall be paid Daily Allowance at Rs.7-8-0 per day of attendance of the meetings of the committee in their places of residence or within a radius of five miles of their residence.

(By Order of His Excellency the Governor)

Sd. xxx
Secretary to Government.

To Accountant-General, Madras.
To Heads of Departments.
To Departments of Secretariat.
(all sections)

True Copy.

T.A. Members of Legislative and other non-official members on Government Committees.

Please see the letter from Sri. R.Suryanarayana Rao, M.S.C., on pp 1-3 cf. He has made the following proposals:--

(1) Government Committees may be classified as City and Mufassal Committees instead of as I and II class Committees.

(2) Except in regard to daily allowance for halts which in the case of the city may be higher, no other distinction need be maintained between these committees.

(3) The railway fare admissible for journeys by rail may be reduced to $1\frac{1}{2}$ I Class fare or $1\frac{1}{2}$ of the fare of the class by which one actually travels.

(4) Non-Legislature members who are residents of the City and who attend meetings of the Committee in the City may be paid a daily allowance of Rs.10.

(5) In the case of resident members attending the meeting of a committee, either the rate of daily allowance for non-members of Legislature should be raised to Rs.15 or the daily allowance for members of Legislature who have relinquished their salary should be reduced to Rs.10/.

2. In G.O. 520 Fin. dated 10-7-47 Govt. Committees were classified into two classes Viz., I class and II class. A committee which includes members of the Legislature, members of a Chamber of Commerce or persons of similar standing is generally classified as I class committee and a local committee composed of members of Panchayat Boards and gentlemen of similar status is generally classified as II class committee.

Non-official members of the committees who are not members of the Legislature, are allowed the following rates of travelling allowance:-

		Ry.Fare	Mileage.	Daily Allow
I Class Committee		$1\frac{1}{2}$ I Class	As 6	Rs.10
II Class "		$1\frac{1}{2}$ II Class	As 6	Rs. 6-

Generally, these non-official members are not allowed daily allowance for attendance at committee meetings held at the stations at which they reside or within 5 miles of their residence.

Members of the committee who are members of the Legislature draw T.A. at the following rates which are allowed to them when they attend the sessions of the Legislature :---

	Ry. fare	Mileage.	D.A.
		As.	Rs.
Members who have not relinquished the whole of their salary	$1\frac{1}{2}$ II Class	4	$7\frac{1}{2}$
Members who have relinquished the whole of their salary	$1\frac{1}{2}$ I Class	6	15

Even those who are residents in the place of meeting draw daily allowance for attendance at the meeting.

It will therefore be observed that the rates of T.A. allowed to non-official members of a Committee who are not members of the Legislature and to those who are members of the Legislature are not the same.

3. Points (1) (2) & (3) - Classification of committees & rates of T.A.

The existing classification is based upon the status of the non-official members of which a committee is composed. The same principle has been adopted in the classification of Government servants into various grades for purposes of T.A. Sri Suryanarayana Rao, M.A.C., however considers that the existing distinction drawn between the two classes of committees is invidious, and that better classification would be as City and Mufassal Committees. He apparently considers that the rates of T.A. should be as follows:-

		Ry.fare	Mileage.	D.A.
			As.	Rs.
City Committees		1½ I Class	6	10
Mufassal		1½ I Class	6	6

(The existing rates for I and II class Committees are at 'A' on p1 above).

The existing classification which is based upon status is a long standing one and there seems to be little justification for altering it.

Point (4) -D.A. for residents in the place of meeting.

Generally, non-official members who are not members of the Legislature are not allowed daily allowance for attendance at Committee meetings held at the stations at which they reside or within 5 miles of their residence. This rule applies to official members also. But members of the Legislature who are residents at the place of the meeting are allowed daily allowance for attendance at the meeting. This is an invidious distinction which should be removed. In connection with a similar question raised by Sri Suryanarayana Rao which is dealt with in the file linked below, this department noted that if daily allowance were to be allowed to members of the Legislature, it will have to be allowed to non-official members also and that orders on the point should be taken in circulation. In that connection, Public (Elections) have expressed the view that if the payment of daily allowance to non-official members of the Legislature were to be withdrawn without sufficient grounds, there will be loud protests from members of the Legislature on the floor of the House itself. The legislature Secretariat are also of the same view.

Members who are residents in the place of meeting do not ordinarily incur the same amount of expenditure on the days on which they attend the meeting as members who are non-residents because the former do not incur any expenditure except on conveyance and perhaps a lunch whereas the latter have to incur conveyance charges for the whole day, hotel charges for the whole day and accommodation charges for the whole day. It does not therefore appear to be reasonable to pay the same rate of daily allowance for both. It would have been proper either to allow them daily allowance at a rate less than the rate allowed to non-residents or to pay them the actual travelling and hotel expenses. It is however noted that in respect of members of the Legislature it was specifically resolved at a conference held on 7.8.33 attended by the then Hon. the President, the Leader of the House and the Finance Member that the rule regulating the payment of daily allowance to non-official members should be the same for non-resident as well as resident members. As pointed out by Public (Elect) and the Legislature Secretariat if the rule allowing daily allowance to resident members of the Legislature for the days of attendance at meetings, which is a long standing one, is withdrawn now, the members are likely to resent.

If the resident members of the Legislature are allowed daily allowance as stated above, it may not be fair to deny other resident non-official members of a Committee daily allowance for days of attendance at meetings and they may also be paid daily allowance for days of attendance at meetings and they may also be paid daily allowance as suggested by Sri Suryanarayana Rao. Orders may be taken in circulation on this point, as the proposal involves departure from the long standing practice mentioned at X on p2 above.

Point (5)- Allowing a common rate of daily allowance for non-official members of a Committee.

The question will arise only if the proposal in the previous sub-papa is accepted.

The rates of daily allowance now allowed to members of a committee are given below:-

M.L.As and M.L.Cs.	(Those who have not relinquished the whole of their salary.	R.s.7-8-0
	(Those who have relinquished the whole of their salary.	Rs. 15.
Other non- official members.	(I Class)	Rs.10
	(II Class)	Rs. 6

Sri Suryanarayana Rao has suggested that non-official members who are not members of the Legislature may be allowed daily allowance at the rate of Rs.10 for days of attendance at meetings or in the alternative the daily allowance of the Legislature members who have relinquished the whole of their salary may be reduced to Rs.10. The non-official members who are not members of the Legislature have for a long time been drawing daily allowance at a rate less than that allowed to members of the Legislature who have relinquished the whole of their salary. There seems to be therefore no sufficient ground either to increase the D.A. allowed to non-official members who are not members of the Legislature or to reduce the D.A. allowed to members of the Legislature for days of attendance at meetings at their place of residence.

Public may see before circulation to H.M. (Fin) and H.P.M.

1. Sri R. Suryanarayana Rao's Letter. It is primarily a plea on behalf of the non-Legislature Members of Government Committees; he refers to G.O. 520 Fin. dated 10-7-47 and makes the following points:-

(1) The present distinction between Committees based on the status of Members should be abandoned and instead committees should be classified according as they function in the City or in the Mufassal;

(2) All non-Legislature Members of the committees should get 1½ I class fare for the journey to the place of the meeting; only the daily allowance admissible for halts should be different according as the venue of the meeting is the City or the Mufassal;

(3) Full daily allowance should be payable to non-Legislature members attending meetings in their places of residence because even such members have to incur expenditure on conveyance to and fro and lunch; etc

(4) The daily allowance payable to non-Legislature members of the Legislature who have relinquished their salaries and who are members of the same committees are entitled to a daily allowance of Rs.15 for attending meetings of the same committee. *Should be increased to Rs.15 because members*

2. The question of the allowances to be paid to Members of Government committees was gone into only recently and the G.O. cited above was the result of these discussions. The rates and allowances payable to non-Legislature members have been set forth in the foregoing notes. Members of the Legislature are drawing allowances as for meetings of the Legislature or committees with the work of the Legislature.

3. As regards the first two points raised by Sri Suryanarayana Rao, it may be stated that the distinction between committees based on the status of members is one of long standing. This distinction may continue to be maintained on the analogy of grading of officers for purposes of T.A. for There is hardly any justification for paying First Class T.A. for members of the Committees composed of gentlemen of the category referred to in item (ii) of the G.O. cited above because such gentlemen would normally not travel first class. It is suggested therefore that the existing classification of the committees based on the status of members may be maintained. Only members of committees of the first category need be paid T.A. at first class rates.

4. The next two points raised by Sri Suryanarayana Rao are not free from difficulty. On the analogy of a Govt. Servant not being eligible to any T.A. for a tour within a distance of 5 miles from his residence, a non-Legislature member does not get any allowance for attending a meeting at his own place of residence, although a Legislature Member of such a committee gets his daily allowance at the rate of Rs.15 or Rs.7-8-0 according as he has or has not relinquished his salary. This position is somewhat anomalous. Uniformity can be secured by making the former eligible to the daily allowance or by depriving the latter of the same. The former alternative will lead to discontent among Legislature Members of the committees. *Increased expenditure which may not be small having regard to the large no. of committees. The latter alternative will lead to* Under T.A. Rules 44(b) and 57 there is provision for a Government servant drawing actual conveyance charges for a journey in respect of which no T.A. is admissible. These provisions are sparingly used and seldom invoked; the application of a similar provision to non-Legislature members attending meetings of Government committees is scarcely necessary.

Again there is a similar difficulty in the case of the amount of daily allowance payable. Under the G.Os cited above, a non-Legislature Member attending a meeting of a committee of the first category draws daily allowance at the rate of Rs.10 while a Legislature Member of the same committee for attending the same meeting is entitled to Rs.15 if he has relinquished the whole of his salary. It has been suggested by Sri Suryanarayana Rao that the allowance payable to non-Legislature members might be increased to Rs.15 or that payable to Legislature Members reduced to Rs.10. The former alternative is hardly acceptable; as it will lead to considerable increase in expenditure; the latter alternative will almost certainly lead to an outcry from Legislature Members of committees.

5. While it is admitted that there are these distinctions between Legislature Members and non-Legislature Members - distinctions which may not be easy to explain, there is at present no case for effecting any change in the orders issued in this department G.O. cited above. So far there has been no complaint from any department that non-Legislature members are reluctant to serve on committees relating to the activities of their departments. In the absence of such complaints it is submitted that the rules recently framed may continue to apply and that the status quo ~~was~~ may be maintained.

Public (Elect) may see before circulation to H.M.(Fin).

True Copy.

The subject matter of this file originally dealt with in the linked file is now dealt with by Finance in this file. The proposal in their file relates to the grant of T.A. to members of the Legislature and other non-official members on Government committee.

2. This department is concerned with the question of grant of daily allowance to members of the Legislature. In the linked file Finance raised a question as to whether a member of the Legislature who is a member of Government Committee and is resident at the place of the meeting may be allowed to draw daily allowance for attendance at the meeting of the Committee. The question was discussed at length as a result of which this department recommended the continuance of the existing practice of granting D.A. to members as provided in Rule 12 of the Madras Legislature Travelling Allowance Rules with which the Secretariat of the Madras Legislature agreed. Finance have accepted the above recommendation vide portion marked "A" on 7 ante. The file may now be returned to that department.

Finance (C.S.R.)

This department's note on pp5-7 above sets out the case. The case may now be circulated to H.M. (Fin) for orders on the following points:-

- (1) (a) whether the present distinction between committees based on the status of members will be abandoned and instead committees classified according as they function in the city or in the Mufassal;
and (b) whether all non-Legislature members of the committees will be allowed $1\frac{1}{4}$ 1 class Ry. fare or $1\frac{1}{4}$ of the fare of the class by which they actually travel.
- (2) whether full daily allowance will be paid to non-Legislature members attending meetings in their places of residence.
- (3) whether the daily allowance payable to non-Legislature members will be increased to Rs.15 for the reason that members of the Legislature who have relinquished their salaries and who are members of the same committee entitled to a daily allowance of Rs.15 for attending meetings of the same committee.

H.M.'s Orders above.

It will be seen that there are two classes of committees mentioned in G.O. 520 Fin. dated 10-7-47. H.M. presumably desires that daily allowance at the rate of Rs.7-8-0 per day should be paid to non-Legislature Members attending meetings at their places of residence if the committees in question are I class committees. A rate of daily allowance has also to be fixed for non-Legislature Members attending meetings of II class committees at their places or residence. Perhaps Rs. 4 or Rs. 3-8-0 will be adequate.

A draft order is submitted for approval. Public may see before issue.

Public (Elections) Deptt.

(Previous note of this Deptt. on pp7-8 ante)
The draft order may be perused and the file returned to Finance H.O.

Finance C.S.R.

The draft order may now issue.

E. & P.H. (B1) Deptt.
This file was obtained from Finance for reference in connection with the disposal of the top file. As orders have since been taken in circulation in that file, this file is no longer required in this department. It may therefore be returned to Finance W0

Finance CSR.

It has been decided in this file in circulation that in case of non-official members of committees who are not members of Legislature serving in I st. class committees should be paid Daily Allowance at Rs.7/8 per day when they attend the meetings of the committees in their places of residence. It is presumed that the orders cover place of meeting within a radius of five miles from the place of residence of such members.

2. The G.O. is numbered as G.O. No.869 Fin. dated 7-11-47. The file was in circulation with E. & P.H Dept. file in the top file and has been received on 9-1-48. It now appears that the G.O. above has not already issued.

3. It is for orders whether the an order with same number and date may now be issued. If so the draft below is submitted for approval.

'A' above will give rise to a number of old claims. It is better to issue a fresh order, if necessary cancelling the earlier one.

A draft order is submitted for approval with reference to B above action will be taken separately after the issue of the draft.

(Issued as G.O.33 dated 12.1.48)

B above:-The number given to the earlier order in the G.O. numbering book has been cancelled. The same will be cancelled in the index on receipt of the quarterly index. The file may now be closed.

True Copy.

MG.

[Handwritten signature]
Superintendent,
Madras Record Office.

[Handwritten initials]
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